

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4921 of 2007

Dated:12.03.2007

Between:

Venkaiah and others.

...PETITIONERS

AND

The Mandal Revenue Officer, Shankerpalli Mandal,
Ranga Reddy District, and others.

...RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4921 of 2007

ORDER:

The petitioners claim that their forefathers were occupants of land in survey Nos.71, 72 and 73 situated at Chendippa Village, Shankarpalli Mandal, Ranga Reddy District, which is Inam land. They allege that all of them obtained Occupancy Rights Certificates (ORCs) in 1978 under the provisions of the Andhra Pradesh (Telangana Area) Abolition of Inams Act, 1955. It appears that in November, 2006, when they approached first respondent, the Mandal Revenue Officer (MRO) for pattadar passbooks, they were informed that these lands were surrendered under Section 10(3) of the Andhra Pradesh Land Reforms (Ceiling on agricultural holdings) Act, 1973 (for brevity, the Act). Having come to know this, they filed instant writ petition assailing the proceedings of the Land Reforms Tribunal(LRT), Hyderabad, Ranga Reddy District, dated 08.06.1979, whereunder LRT approved surrender of land admeasuring Acs.50.22 gts in said Village and Acs.20.33 gts in Pervedachenchalams Village.

Learned counsel for the petitioners submits that when once ORCs were issued to the petitioners, it was improper for second respondent to accept surrender made by the declarants in the land ceiling proceedings. After giving anxious consideration to the background of the case and the submission made by the learned counsel, this Court is not able to accept the writ petition. Against any

order passed by LRT, an appeal is provided under Section 20 of the Act. Secondly it is not clear whether the petitioners obtained ORCs before the surrender was accepted by the impugned proceedings dated 08.06.1979. These are matters for verification. Therefore, the petitioners are given liberty to approach the Land Reforms Appellate Tribunal (LRAT), Hyderabad, Ranga Reddy District, and file appeal duly seeking condonation of delay explaining the reasons for such delayed appeal to the satisfaction of LRAT. Except making such observation, no relief can be granted in this writ petition, which is filed after lapse of twenty-seven years.

The writ petition, with the above observations, is accordingly dismissed. No costs.

(V.V.S.RAO, J)

12th March, 2007
ghn